

LEWIS
ANDROCA
LLP

L A W Y E R S

E-Filed on 10/12/07

3993 Howard Hughes Parkway, Suite 600
Las Vegas, NV 89169-5996
Facsimile (702) 949-8321
Telephone (702) 949-8320

40 North Central Avenue, Suite 1900
Phoenix, Arizona 85004-4429
Facsimile (602) 734-3824
Telephone (602) 262-5756

Susan M. Freeman AZ State Bar No. 004199
Email: sfreeman@lrlaw.com
Rob Charles NV State Bar No. 006593
Email: rcharles@lrlaw.com

Attorneys for USACM Liquidating Trust

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In re:

USA COMMERCIAL MORTGAGE
COMPANY,

USA CAPITAL REALTY ADVISORS,
LLC,

USA CAPITAL DIVERSIFIED TRUST
DEED FUND, LLC,

USA CAPITAL FIRST TRUST DEED
FUND, LLC,

USA SECURITIES, LLC,

Debtors.

Case No. BK-S-06-10725-LBR
Case No. BK-S-06-10726-LBR
Case No. BK-S-06-10727-LBR
Case No. BK-S-06-10728-LBR
Case No. BK-S-06-10729-LBR

CHAPTER 11

Jointly Administered Under Case No.
BK-S-06-10725 LBR

**STATUS AND AGENDA FOR
OCTOBER 15, 2007 HEARINGS**

Date of Hearing: October 15, 2007
Time of Hearing: 9:30 a.m.
1:30 p.m.

Affects:

- ☒ All Debtors
- ☐ USA Commercial Mortgage Company
- ☐ USA Capital Realty Advisors, LLC
- ☐ USA Capital Diversified Trust Deed Fund, LLC
- ☐ USA Capital First Trust Deed Fund, LLC
- ☐ USA Securities, LLC

9:30 a.m.

1. **Objection to Claim 784 of BINFORD MEDICAL DEVELOPERS in the amount of** filed by LENARD E. SCHWARTZER on behalf of USA COMMERCIAL MORTGAGE COMPANY [DE 2033]

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Opposition Filed: 12/29/2006 Opposition with Certificate of Service Filed by SUSAN WILLIAMS SCANN on behalf of BINFORD MEDICAL DEVELOPERS, LLC [DE 2329]

Reply Filed: 1/08/2007 Reply *In Support of Objection to Claim 784 of BINFORD MEDICAL DEVELOPERS* Filed by LENARD E. SCHWARTZER on behalf of USA COMMERCIAL MORTGAGE COMPANY [DE 2378]

Status: Hearing rescheduled from 1/17/2007; 3/15/2007; 4/26/2007; and 6/15/2007; Court has approved parties' stipulation to continue status hearing to December 14, 2007 [DE 4988].

2. **Objection to Claim 1660 of Robert J. Kehl & Ruth Ann Kehl in the amount of \$12,841,580.13** filed by JEANETTE E. MCPHERSON on behalf of USA COMMERCIAL MORTGAGE COMPANY. [DE 2139]

Opposition Filed: None

Status: Hearing continued from 5/31/2007. Parties agree to continue this hearing to a date convenient on the court's calendar in December.

3. Adv. 06-01247-lbr, KEHL et al. v. MILANOWSKI et al, **Status hearing** [DE 3076]

Status: Hearing continued from 5/31/2007. Parties agree to continue this hearing to a date convenient on the court's calendar in December.

4. **Status Hearing re: McGimsey Claims # 10726-42 and 44** filed by Lenard E. Schwartzer on behalf of USA Capital Realty Advisors, LLC. [DE 3522]

Related Filing: 3/08/2007 Objection to Claim of CERTAIN CLAIMS filed by LENARD E. SCHWARTZER on behalf of USA CAPITAL REALTY ADVISORS, LLC (SCHWARTZER, LENARD) Modified on 3/9/2007 to remove in the amount of verbiage [DE 3017]

Status: Counsel have not resolved this matter. An evidentiary hearing may be required.

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1 5. **Objection to Claim 203 of Mountain West Mortgage Co./Lerin Hills in**
2 **the amount of \$2,048,000.00** filed by ROB CHARLES on behalf of USACM
3 LIQUIDATING TRUST [DE 3078]

4 **Opposition Filed:** None

5 **Related Filing:** Declaration Of: Edward M. Burr *in Support of USACM*
6 3/13/2007 *Liquidating Trust Objections to Proofs of Claim and Motions to*
7 *Classify Claims* Filed by ROB CHARLES on behalf of USACM
8 LIQUIDATING TRUST [DE 3082].

9 **Stipulation Filed:** Stipulation By USACM LIQUIDATING TRUST and Between
10 4/18/2007 Mountain West Mortgage Co./Lerin Hills *Continuing Hearing on*
11 *Objection to Claim 203 of Mountain West Mortgage Co./Lerin*
12 *Hills* Filed by ROB CHARLES on behalf of USACM
13 LIQUIDATING TRUST [DE 3485]

14 **Related Filing:** Order Approving Stipulation to Continue the Hearing on
15 4/23/2007 Objection to Claim 203 of MOUNTAIN WEST MORTGAGE
16 CO./LERIN HILL [DE 3519]

17 **Reply Filed:** Reply to *Objection of the USACM Liquidating Trust to Proof of*
18 6/06/2007 *Claim File by Lerin Hills LTD (Claim No. 203 & 1279)* Filed by
19 MARJORIE A. GUYMON on behalf of MOUNTAIN WEST
20 MORTGAGE, LLC [DE 3904]

21 **Stipulation Filed:** Stipulation By USACM LIQUIDATING TRUST and Between
22 10/11/2007 Mountain West Mortgage Co./Lerin Hills *Continuing Hearing on*
23 *Objection to Claim 203 of Mountain West Mortgage Co./Lerin*
24 *Hills* Filed by ROB CHARLES on behalf of USACM
25 LIQUIDATING TRUST [DE 4962]

26 **Status:** Hearing rescheduled from 4/26/2007 and 6/15/2007. The Court
has approved the parties' stipulation to continue the hearing to
December 14, 2007 [DE 4965].

1 6. **Objection to Claim 791, 793, and 794 of PENSION BENEFIT**
2 **GUARANTY CORPORATION** filed by LENARD E. SCHWARTZER on behalf of
3 USA CAPITAL REALTY ADVISORS, LLC [DE 29780]

4 **Opposition Filed:** None

5 **Stipulation Filed:** Stipulation for Withdrawal of Proof of Claim Filed by PBGC
6 10/11/2007 Against USA Capital Realty Advisors, LLC filed by PBGC [DE
7 4939] approved by the Court's order [DE 4970]

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Status: The Court has approved the parties' stipulation to withdraw the Proof of Claim filed by PBGC [DE 4970].

7. **Objection to Claim 1279 of Lerin Hills Ltd** filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE 3080]

Opposition Filed: None

Related Filing: Declaration Of: Edward M. Burr *in Support of USACM Liquidating Trust Objections to Proofs of Claim and Motions to Classify Claims* Filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE 3082].

Stipulation Filed: Stipulation By USACM LIQUIDATING TRUST and Between LERIN HILLS LTD *Continuing Hearing On Objection to Claim 1279* Filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE 3392]

Related Filing: Order Approving Stipulation to Continue the Hearing on Objection to Claim 1279 of LERIN HILLS LTD, in the Amount of \$1,257,233.40 as an Unsecured Non-Priority Claim and as a Priority Claim of \$797,175.62 [DE 3393]

Reply Filed: Reply to *Objection of the USACM Liquidating Trust to Proof of Claim File by Lerin Hills LTD (Claim No. 203 & 1279)* Filed by MARJORIE A. GUYMON on behalf of MOUNTAIN WEST MORTGAGE, LLC [DE 3904]

Stipulation Filed: Second Stipulation By USACM LIQUIDATING TRUST and Between Lerin Hills Ltd. *Continuing Hearing on Objection to Claim 1279 of Lerin Hills* Filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE 3947]

Related Filing: Order Approving Second Stipulation to Continue the Hearing on Objection to Claim 1279 of LERIN HILLS LTD. in the Amount of \$1,257,233.40 as an Unsecured Non-Priority Claim, and as a Priority Claim of \$797,175.62 [DE 3955]

Stipulation Filed: Stipulated Motion to Continue/Reschedule Hearing on *Second Omnibus Objection to Claims Asserting Priority Status re Claim 1279 of Lerin Hills* Filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE 4050]

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6/26/2007 Stipulation Setting Hearing on Second Omnibus Objection to Claims Asserting Priority Status Re Claim 1279 of LERIN HILLS [DE 4060]

Stipulation Filed: Stipulation By USACM LIQUIDATING TRUST and Between
10/10/2007 Lerin Hills Ltd. *to Continue Hearing on Objection to Claim 1279 of Lerin Hills* Filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE 4959]

Status: The Court has approved the parties' stipulation to continue the hearing to December 14, 2007 [DE 4968].

8. **Objection to Claim 792 of Copper Sage Commercial Center LLC in the amount of \$3,500,000.00** filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE 3077]

Related Filing: Declaration Of: Edward M. Burr *in Support of USACM Liquidating Trust Objections to Proofs of Claim and Motions to Classify Claims* Filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE 3082].

Opposition Filed: Opposition with Certificate of Service Filed by SUSAN WILLIAMS SCANN on behalf of COPPER SAGE COMMERCE CENTER [DE 3502]

Stipulation Filed: Stipulation By USACM LIQUIDATING TRUST and Between
4/24/2007 Copper Sage Commercial Center LLC *to Continue Hearing on Objection* Filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE 3537]

Related Filing: Order Approving Stipulation to Continue the Hearing on
4/24/2007 Objection to Claim 792 of COPPER SAGE COMMERCIAL CENTER LLC [DE 3543]

Status: Hearing rescheduled from 4/26/2007 and 6/15/2007. The Court has approved the parties' stipulation to continue the hearing to December 14, 2007, at 9:30 a.m. [DE 4982].

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1 9. **Status Hearing re: Omnibus Objection to Claim 1395 of Claimant John**
2 **Dutkin, Trustee on Exhibit (*Eighth Omnibus Objection*)** filed by ROB CHARLES on
3 behalf of USACM LIQUIDATING TRUST (Attachments: # 1 Exhibit A) [DE 3147]

4 **Response Filed:** Response with Certificate of Service Filed by GEORGE D
5 4/19/07 FRAME on behalf of JOHN DUTKIN (Related document(s)
6 [3147] Objection to Claim filed by Interested Party USACM
7 LIQUIDATING TRUST.) [DE 3512]

8 **Related Filings:** Motion for Summary Judgment Regarding (1) Responses To The
9 7/30/2007 USACM Trust's First Through Thirty-Third Omnibus Objections
10 To Claims Asserting A Secured Status; (2) Responses to USACM
11 Trust's First Through Third Omnibus Objections to Claims
12 Asserting A Priority Status; and (3); Newly Alleged Secured And
13 Priority Claims Filed by ROB CHARLES on behalf of USACM
14 LIQUIDATING TRUST [DE 4291]

15 **Response Filed:** Response with Certificate of Service & *Objection of USA*
16 8/17/07 *COMMERCIAL MORTGAGE COMPANY to Claim of DUTKIN*
17 *TRUST Asserting Secured Status* Filed by GEORGE D FRAME
18 on behalf of JOHN DUTKIN [DE 4628]

19 **Status:** Hearing continued from 6/15/2007; The USACM Trust has
20 moved for summary judgment on this objection [DE 4291]. The
21 Court will hear that motion on 10/15/07 [*See* Agenda Item 65
22 below].

23 10. **Status Hearing re: Omnibus Objection to Claim of Claimants**
24 **Grundman #1542 & 1544; Rieger #1739 on Exhibit A of (*Second Omnibus Objection***
25 ***to Claims Asserting Priority Status*)** filed by ROB CHARLES on behalf of USACM
26 LIQUIDATING TRUST (Attachments: # (1) Exhibit A) [DE 3259].

Objection Filed: Objection Filed by PATSY R. RIEGER, LARRY L. RIEGER
4/18/2007 (Related document(s) [3259] Objection to Claim filed by
Interested Party USACM LIQUIDATING TRUST.) [DE 3489]

 4/18/2007 Joanne & Erna Grundman (Claim No. 10725-1542, 1544) [DE
3480, 3481]

Related Filings: Motion for Summary Judgment Regarding (1) Responses To The
7/30/2007 USACM Trust's First Through Thirty-Third Omnibus Objections
To Claims Asserting A Secured Status; (2) Responses to USACM
Trust's First Through Third Omnibus Objections to Claims

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Asserting A Priority Status; and (3); Newly Alleged Secured And Priority Claims Filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE 4291]

Response Filed: Response *Re Claim No 10725-01739* Filed by LARRY L. RIEGER, PATSY R. RIEGER [DE 4548]
8/16/2007

Objection Filed: Objection to Debtors Motion for Summary Judgment Filed by ERNA D. GRUNDMAN, JOANNE M. GRUNDMAN [DE 4492]
8/13/2007

Response Filed: Response to Debtor's Objection to Claimants Opposition of Motion for Summary Judgment Filed by ERNA D. GRUNDMAN, JOANNE M. GRUNDMAN [DE 4874]
9/24/2007

Objection Filed: Objection with Certificate of Service Filed by LARRY L. RIEGER, PATSY R. RIEGER [DE 4940]
10/05/2007

Status: Hearing continued from 6/15/2007; the USACM Trust has moved for summary judgment on this objection [DE 4291]. The Court will hear that motion on 10/15/07 [See Agenda Item 65 below].

11. **Status Hearing re: Omnibus Objection to Claim of Claimants Rieger #2208 & #2209 on Exhibit A of (Twenty-Sixth Omnibus Objection to Claims Asserting Priority Status)** filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST (Attachments: # (1) Exhibit A) [DE 3184]

Opposition Filed: Objection Filed by PATSY R. RIEGER, LARRY L. RIEGER (Related document(s) [3184] Objection to Claim filed by Interested Party USACM LIQUIDATING TRUST.) [DE 3489]

Related Filings: Amended Order Sustaining Twenty-Sixth Omnibus Objection of the USACM LIQUIDATING TRUST to Claims Asserting Secured Status (Amended as to Add RIEGER Response and to Delete Claim Nos. 10725-02208 and 10725-02209 from Exhibit A) [DE 4090]
6/29/2007

Status: Hearing continued from 6/15/2007, the USACM Trust has moved for summary judgment on this objection [DE 4291]. The Court will hear that motion on 10/15/07 [See Agenda Item 65 below].

12. **Objection to Claim 1366 of Los Valles Land & Golf LLC** filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE 3076]

Opposition Filed: None

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1 **Related Filing:** Declaration Of: Edward M. Burr *in Support of USACM*
2 3/13/2007 *Liquidating Trust Objections to Proofs of Claim and Motions to*
3 *Classify Claims* Filed by ROB CHARLES on behalf of USACM
4 LIQUIDATING TRUST [DE 3082].

4 **Stipulation Filed:** Stipulation By USACM LIQUIDATING TRUST and Between
5 4/18/2007 Los Valles Land & Golf LLC *Continuing Hearing on Objections*
6 *to Claim 1366 of Los Valles Land & Golf LLC* Filed by ROB
7 CHARLES on behalf of USACM LIQUIDATING TRUST [DE
8 3484]

7 **Related Filing:** Order Approving Stipulation to Continue the Hearing on
8 4/24/2007 Objections to Claim 1366 of LOS VALLES LAND & GOLF LLC
9 [DE 3529]

9 **Stipulation Filed:** Stipulation By USACM LIQUIDATING TRUST and Between
10 5/30/2007 Los Valles Land & Golf LLC *Stipulation Continuing Hearing on*
11 *Objections to Claim 1366 of Los Valles Land & Golf LLC* Filed
12 by ROB CHARLES on behalf of USACM LIQUIDATING
13 TRUST [DE 3838]

13 **Related Filing:** Order Approving Stipulation to Continue the Hearing on
14 5/30/2007 Objections to Claim 1366 of LOS VALLES LAND & GOLF LLC
15 [DE 3846]

15 **Stipulation Filed:** Stipulation By USACM LIQUIDATING TRUST and Between
16 7/10/2007 Los Valles Land & Golf LLC *Continuing Hearing on Objections*
17 *to Claim 1366 of Los Valles Land & Golf LLC* Filed by ROB
18 CHARLES on behalf of USACM LIQUIDATING TRUST [DE
19 4146]

18 **Related Filing:** Order Approving Stipulation to Continue the Hearing on
19 7/12/2007 Objections to Claim 1366 of LOS VALLES LAND & GOLF LLC
20 [DE 4152]

20 **Stipulation Filed:** Stipulation By USACM LIQUIDATING TRUST and Between
21 10/04/2007 Los Valles Land & Golf LLC *Continuing Hearing on Objections*
22 *to Claim 1366 of Los Valles Land & Golf LLC* Filed by ROB
23 CHARLES on behalf of USACM LIQUIDATING TRUST [DE
24 4933]

24 **Status:** Hearing rescheduled from 4/26/2007; 6/15/2007; and 7/27/2007.
25 The Court has approved the parties' stipulation to continue the
26 hearing to November 2, 2007 [DE 4972].

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13. **Omnibus Objection to Claim of Claimants on Exhibit A in the amount of (*Eighteenth Omnibus Objection*)** filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE 3168]

Opposition Filed: None

Stipulation Filed: 4/18/2007 Stipulation By USACM LIQUIDATING TRUST and Between Los Valles Land & Golf LLC *Continuing Hearing on Objections to Claim 1366 of Los Valles Land & Golf LLC* Filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE 3484]

Related Filing: 4/24/2007 Order Approving Stipulation to Continue the Hearing on Objections to Claim 1366 of LOS VALLES LAND & GOLF LLC [DE 3529]

Stipulation Filed: 5/30/2007 Stipulation By USACM LIQUIDATING TRUST and Between Los Valles Land & Golf LLC *Stipulation Continuing Hearing on Objections to Claim 1366 of Los Valles Land & Golf LLC* Filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE 3838]

Related Filing: 5/30/2007 Order Approving Stipulation to Continue the Hearing on Objections to Claim 1366 of LOS VALLES LAND & GOLF LLC [DE 3846]

6/29/2007 Order Sustaining Eighteenth Omnibus Objection of the USACM LIQUIDATING TRUST to Claims Asserting Secured Status [DE 4093]

Stipulation Filed: 7/10/2007 Stipulation By USACM LIQUIDATING TRUST and Between Los Valles Land & Golf LLC *Continuing Hearing on Objections to Claim 1366 of Los Valles Land & Golf LLC* Filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE 4146]

7/12/2007 Order Approving Stipulation to Continue the Hearing on Objections to Claim 1366 of LOS VALLES LAND & GOLF LLC [DE 4151]

Stipulation Filed: 10/04/2007 Stipulation By USACM LIQUIDATING TRUST and Between Los Valles Land & Golf LLC *Continuing Hearing on Objections to Claim 1366 of Los Valles Land & Golf LLC* Filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE 4933]

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Status: Hearing rescheduled from 4/26/2007; 6/15/2007; and 7/27/2007. The Court has approved the parties' stipulation to continue the hearing to November 2, 2007 [DE 4972].

14. **Omnibus Objection to Claim of Claimants on Exhibit A (*Commission Claims Asserting Priority Status*)** filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST (Attachments: # (1) Exhibit A) [DE 3255]

Response Filed: 4/19/2007 Response to *Objection to Claims Nos 10725-00779, 10725-00780, 10725-00781, 10725-00783 and 10725-00904 assigned to Debt Acquisition Company of America V, LLC* Filed by DEAN T. KIRBY JR. on behalf of DEBT ACQUISITION COMPANY OF AMERICA V, LLC (tf) (Related document(s)[3255] Objection to Claim filed by Interested Party USACM LIQUIDATING TRUST.) [DE 3492]

4/19/2007 Response /*Declaration of Tom Stewart to Objection to Claim No. 10725-00779 Assigned to Debt Acquisition Company of America V, LLC* Filed by DEAN T. KIRBY JR. on behalf of DEBT ACQUISITION COMPANY OF AMERICA V, LLC (tf) (Related document(s)[3255] Objection to Claim filed by Interested Party USACM LIQUIDATING TRUST.) [DE 3493]

4/19/2007 Response /*Declaration of Howard Justus in Response to Objection to Claim Nos. 10725-00779, 10725-00780, 10725-00781, 10725-00783 and 10725-00904, Assigned to Debt Acquisition Company of America V, LLC* Filed by DEAN T. KIRBY JR. on behalf of DEBT ACQUISITION COMPANY OF AMERICA V, LLC (tf) (Related document(s)[3255] Objection to Claim filed by Interested Party USACM LIQUIDATING TRUST.) [DE 3495]

4/19/2007 Response /*Declaration of Pompeo Lombardi to Objection to Claim No. 10725-00780 Assigned to Debt Acquisition Company of America V, LLC* Filed by DEAN T. KIRBY JR. on behalf of DEBT ACQUISITION COMPANY OF AMERICA V, LLC (tf) (Related document(s)[3255] Objection to Claim filed by Interested Party USACM LIQUIDATING TRUST.) [DE 3496]

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1 4/19/2007 Response /Declaration of Oliver Puhr to Objection to Claim No.
2 10725-00783 Assigned to Debt Acquisition Company of America
3 V, LLC Filed by DEAN T. KIRBY JR. on behalf of DEBT
4 ACQUISITION COMPANY OF AMERICA V, LLC (tf) (Related
document(s)[3255] Objection to Claim filed by Interested Party
USACM LIQUIDATING TRUST.) [DE 3497]

5 **Opposition Filed:** Michael P. Mollo (Claim Nos. 10725-366, 10725-371) [DE 3337]
6 4/04/2007

7 **Related Filing:** Order Sustaining Omnibus Objection of the USACM
8 6/26/2007 LIQUIDATING TRUST to Commission Claims Asserting
Priority Status (Related document(s)[3255](#) Objection to Claim filed
9 by Interested Party USACM LIQUIDATING TRUST.) [DE 4056]

10 **Stipulation Filed:** Stipulation By USACM LIQUIDATING TRUST and Between
11 10/10/2007 Debt Acquisition Company of America V, LLC *re Withdrawal of*
12 *Objection and Allowance of Proofs of Claim Filed by Debt*
Acquisition Company of America Filed by ROB CHARLES on
behalf of USACM LIQUIDATING TRUST [DE 4961]

13 **Status:** The DACA claims have been resolved pursuant to the Court's
14 order [DE 4967]. The only unresolved claims are the Michael P.
Mollo claims.

15 15. **Objection to Claim 10726-37, 38, and 39 of PENSION BENEFIT**
16 **GUARANTY CORPORATION** filed by LENARD E. SCHWARTZER on behalf of
17 USA CAPITAL REALTY ADVISORS, LLC [DE 2980]

18 **Opposition Filed:** None

19 **Stipulation Filed:** Stipulation By USA CAPITAL REALTY ADVISORS, LLC,
20 6/12/2007 USA SECURITIES, LLC and Between THE PENSION
21 BENEFIT GUARANTY CORPORATION *Further Continuing*
22 *The Hearing on Objections To THE PENSION BENEFIT*
GUARANTY CORPORATION's Claims Filed Against USA
23 *SECURITIES, LLC and USA CAPITAL REALTY ADVISORS, LLC*
Filed by JEANETTE E. MCPHERSON on behalf of USA
24 CAPITAL REALTY ADVISORS, LLC, USA SECURITIES,
LLC [DE 3961]

25 **Related Filing:** Order Approving Stipulation to Further Continue the Hearing on
26 6/13/2007 Objections to the PENSION BENEFIT GUARANTY
CORPORATION's Claims Against USA SECURITIES, LLC and
USA CAPITAL REALTY ADVISORS, LLC [DE 3966]

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Stipulation for Withdrawal filed: 10/09/2007
Stipulation By PENSION BENEFIT GUARANTY CORPORATION and Between USA Capital Realty Advisors, LLC // *Stipulation for Withdrawal of Proofs of claim filed by PBGC Against USA Capital Realty Advisors, LLC.* Filed by FRANK A. ANDERSON on behalf of PENSION BENEFIT GUARANTY CORPORATION [DE 4939]

Status: Hearing rescheduled from 4/26/2007; 6/15/2007; and 7/27/2007. The Court has approved the parties' stipulation to withdraw the Proof of Claim filed by PBGC [DE 4970].

16. ***Second Omnibus Objection of Post-Effective Date USA Capital Diversified Trust Deed Fund, LLC To (1) Claim No. 10727-00056 Filed by Beadle McBride & Reeves, LLP; and (2) Scheduled Claim of GMAC Commercial Holding Capital Corporation*** Filed by ANNE M. LORADITCH on behalf of USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC [DE 3939]

Status: Hearing continued from 7/27/2007. No information on status.

17. **Objection to Claim 819 of SPECTRUM FINANCIAL in the amount of \$49,581,000; Claim 821 of ROLLAND P. WEDDELL in the amount of \$13,081,000** filed by JEANETTE E. MCPHERSON on behalf of USA COMMERCIAL MORTGAGE COMPANY [DE 2021]

Response Filed: 1/10/2007 Response with Certificate of Service Filed by SCOTT D. FLEMING on behalf of SPECTRUM FINANCIAL GROUP [DE 2394]

1/10/2007 Response with Certificate of Service Filed by SCOTT D. FLEMING on behalf of ROLLAND P. WEDDELL [DE 2398]

1/11/2007 Amended Response with Certificate of Service Filed by SCOTT D. FLEMING on behalf of SPECTRUM FINANCIAL GROUP Modified on 1/12/2007 to add "amended" verbiage [DE 2404]

1/11/2007 Amended Response with Certificate of Service Filed by SCOTT D. FLEMING on behalf of ROLLAND P. WEDDELL [DE 2406]

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1 **Stipulation Filed:** Stipulation By SPECTRUM FINANCIAL GROUP, ROLLAND
2 1/12/2007 P. WEDDELL and Between Debtors *Continuing Hearing from*
3 *January 17, 2007 to January 31, 2007* Filed by SCOTT D.
4 FLEMING on behalf of SPECTRUM FINANCIAL GROUP,
5 ROLLAND P. WEDDELL [DE 2425]

6 **Stipulation Filed:** Stipulation to Continue Hearing on ROLAND P. WEDDELL and
7 1/17/2007 SPECTRUM FINANCIAL GROUP, LLC's Proofs of Claim [DE
8 2437]

9 **Stipulation Filed:** Stipulation and Order Continuing Hearing on USA
10 2/20/2007 COMMERCIAL MORTGAGE COMPANY's Objection to Proof
11 of Claim No. 819 Filed by SPECTRUM FINANCIAL GROUP,
12 LLC and Claim No. 821 Filed by ROLLAND P. WEDDELL.
13 Hearing scheduled 3/1/2007 at 09:30 AM at LBR-Courtroom 1,
14 Foley Federal Bldg. [DE 2838]

15 **Stipulation Filed:** Stipulation and Order Continuing Hearing on USA
16 3/02/2007 COMMERCIAL MORTGAGE COMPANY'S Objection to Proof
17 of Claim No. 819 Filed by SPECTRUM FINANCIAL GROUP,
18 LLC and Claim No. 821 Filed by ROLLAND P WEDDELL [DE
19 2975]

20 **Stipulation Filed:** Stipulation By USACM LIQUIDATING TRUST and Between
21 3/26/2007 SPECTRUM FINANCIAL and ROLLAND P. WEDDELL Filed
22 by ROB CHARLES on behalf of USACM LIQUIDATING
23 TRUST [DE 3277]

24 **Related Filings:** Order Approving Stipulation to Continue the Hearing on
25 3/26/2007 Objection to Claim 819 of SPECTRUM FINANCIAL in the
26 Amount of \$49,581,000; Claim 821 of ROLLAND P. WEDDELL
in the Amount of \$13,081,000 Modified on 3/26/2007 to Reflect
Docket Entry Change - Incorrect Image Attached - See #3281 [DE
3278]

Related Filings: Order Approving Stipulation to Continue the Hearing on
Objection to Claim 819 of SPECTRUM FINANCIAL in the
Amount of \$49,581,000; Claim 821 of ROLLAND P. WEDDELL
in the Amount of \$13,081,000 [DE 3281]

Stipulation Filed: Stipulation By USACM LIQUIDATING TRUST and Between
Spectrum Financial and Rolland P. Weddell *Continuing Hearing*
on Objection Filed by ROB CHARLES on behalf of USACM
LIQUIDATING TRUST [DE 3538]

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1 **Related Filing:** Order Approving Stipulation to Continue the Hearing on
2 4/24/2007 Objection to Claim 819 of SPECTRUM FINANCIAL in the
3 Amount of \$49,581,000; Claim 821 of ROLLAND P. WEDDELL
 in the Amount of \$13,081.000 [DE 3542]

4 **Related Filing:** Declaration of *William Schilz in Support of Response* Filed by
5 1/10/2007 SCOTT D. FLEMING on behalf of SPECTRUM FINANCIAL
 GROUP [DE 2396]

6 1/11/2007 Amended Declaration of *William Schilz in Support of Response*
7 Filed by SCOTT D. FLEMING on behalf of SPECTRUM
 FINANCIAL GROUP [DE 2405]

8 1/10/2007 Declaration of *Rolland P. Weddell in Support of Response* Filed
9 by SCOTT D. FLEMING on behalf of ROLLAND P. WEDDELL
 [DE 2399]

10 1/11/2007 Amended Declaration of *Rolland P. Weddell in Support of*
11 *Response* Filed by SCOTT D. FLEMING on behalf of
12 ROLLAND P. WEDDELL [DE 2407]

13 **Motion to** Motion to Withdraw as Attorney of Record Filed by SCOTT D.
14 **Withdraw Filed:** FLEMING on behalf of SPECTRUM FINANCIAL GROUP,
 8/17/2007 ROLLAND P. WEDDELL [DE 4567]

15 **Related Filing:** Order Granting Motion To Withdraw As Counsel for Claimants
16 10/01/2007 ROLLAND P. WEDDELL and SPECTRUM FINANCIAL
 GROUP [DE 4907]

17 **Status:** Hearing rescheduled from 1/31/2007, then from 3/1/2007, then
18 from 3/27/2007, then from 6/15/2007, then from 7/27/2007.
19 Counsel for Roland P. Weddell and Spectrum Financial Group,
20 LLC has filed a notice of appearance and requested that the status
 hearing be continued to December 14, 2007 at 9:30 a.m. [DE
 4975]. The USACM Trust does not oppose this request.

21 18. **Objection to Claim 10725-02463 of Pedro L. & Carol A. Barroso Trust,**
22 **Dated 11/29/90 in the amount of \$41,569.41 Asserting Priority Status** filed by ROB
23 CHARLES on behalf of USACM LIQUIDATING TRUST [DE 4243]

24 **Opposition Filed:** None

25 **Status:** Hearing continued from 6/15/2007; the USACM Trust has moved
26 for summary judgment on this objection [DE 4291]. The Court
 will hear that motion on 10/15/07 [See Agenda Item 65 below].

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1 19. **Objection to Claim 10725-02511 of Lewis H. & Arlene J. Fine in the**
2 **amount of \$19,462.71 Asserting Priority Status** filed by ROB CHARLES on behalf of
3 USACM LIQUIDATING TRUST [DE 4244]

4 **Opposition Filed:** None

5 **Status:** Hearing continued from 6/15/2007; the USACM Trust has moved
6 for summary judgment on this objection [DE 4291]. The Court
7 will hear that motion on 10/15/07 [See Agenda Item 65 below].

8 20. **Objection to Claim 10725-02536 of June F. Brehm in the amount of**
9 **\$60,000.00 Asserting Priority Status** filed by ROB CHARLES on behalf of USACM
10 LIQUIDATING TRUST [DE 4245]

11 **Opposition Filed:** None

12 **Status:** Hearing continued from 6/15/2007; the USACM Trust has moved
13 for summary judgment on this objection [DE 4291]. The Court
14 will hear that motion on 10/15/07 [See Agenda Item 65 below].

15 21. **Objection to Claim 10725-02551 of Joanne Halvorson in the amount of**
16 **\$44,964.02 Asserting Priority Status** filed by ROB CHARLES on behalf of USACM
17 LIQUIDATING TRUST [DE 4246]

18 **Opposition Filed:** None

19 **Status:** Hearing continued from 6/15/2007; the USACM Trust has moved
20 for summary judgment on this objection [DE 4291]. The Court
21 will hear that motion on 10/15/07 [See Agenda Item 65 below].

22 22. **Objection to Claim 10725-02552 of Thomas & Joanne Halvorson in the**
23 **amount of \$89,335.34 Asserting Priority Status** filed by ROB CHARLES on behalf of
24 USACM LIQUIDATING TRUST [DE 4247]

25 **Opposition Filed:** None

26 **Status:** Hearing continued from 6/15/2007; the USACM Trust has moved
 for summary judgment on this objection [DE 4291]. The Court
 will hear that motion on 10/15/07 [See Agenda Item 65 below].

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23. **Objection to Claim 10725-02525 of LHV Living Trust Dated 10/31/01 in the amount of \$12,285.97 Asserting Priority Status** filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE 4249]

Opposition Filed: None

Status: Hearing continued from 6/15/2007; the USACM Trust has moved for summary judgment on this objection [DE 4291]. The Court will hear that motion on 10/15/07 [See Agenda Item 65 below].

24. **Objection to Claim 10725-02513 of NBNA Unique Properties, LLC in the amount of \$180,000.00 Asserting Priority Status** filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE 4250]

Opposition Filed: None

Status: Hearing continued from 6/15/2007; the USACM Trust has moved for summary judgment on this objection [DE 4291]. The Court will hear that motion on 10/15/07 [See Agenda Item 65 below].

25. **Objection to Claim 10725-02465 of Malcolm Jr., & Joan B. Telloian in the amount of \$26,146.38 Asserting Priority Status** filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE 4251]

Opposition Filed: None

Status: Hearing continued from 6/15/2007; the USACM Trust has moved for summary judgment on this objection [DE 4291]. The Court will hear that motion on 10/15/07 [See Agenda Item 65 below].

26. **Objection to Claim 10725: 02537, 02538, 02539 of Marcia C. & Henry Albiol in the amount of \$50,000,/\$60,000, and Asserting Secured Status** filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE 4252]

Opposition Filed: None

Status: Hearing continued from 6/15/2007; the USACM Trust has moved for summary judgment on this objection [DE 4291]. The Court will hear that motion on 10/15/07 [See Agenda Item 65 below].

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27. **Objection to Claim 10725-002560-2, 10725-002560-1 of John and Sandra Bacon in the amount of \$26,137.97 Asserting Secured Status** filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE 4253]

Opposition Filed: None

Status: Hearing continued from 6/15/2007; the USACM Trust has moved for summary judgment on this objection [DE 4291]. The Court will hear that motion on 10/15/07 [See Agenda Item 65 below].

28. **Objection to Claim 10725-02519 of Gerald L. Bittner Sr. DDS Inc. PSP in the amount of \$50,000.00 Asserting Secured Status** filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE 4254]

Opposition Filed: None

Status: Hearing continued from 6/15/2007; the USACM Trust has moved for summary judgment on this objection [DE 4291]. The Court will hear that motion on 10/15/07 [See Agenda Item 65 below].

29. **Objection to Claim 10725-02536 of June F. Brehm in the amount of \$60,000.00 Asserting Secured Status** filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE 4255]

Opposition Filed: None

Status: Hearing continued from 6/15/2007; the USACM Trust has moved for summary judgment on this objection [DE 4291]. The Court will hear that motion on 10/15/07 [See Agenda Item 65 below].

30. **Objection to Claim 10725-02535 of Charles E. Brokop in the amount of \$22,894.49 Asserting Secured Status** filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE 4256]

Opposition Filed: None

Status: Hearing continued from 6/15/2007; the USACM Trust has moved for summary judgment on this objection [DE 4291]. The Court will hear that motion on 10/15/07 [See Agenda Item 65 below].

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31. **Objection to Claim 10725-02524 of Robert E. Burnett, Jr. in the amount of \$50,000.00 Asserting Secured Status** filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE 4257]

Opposition Filed: None

Status: Hearing continued from 6/15/2007; the USACM Trust has moved for summary judgment on this objection [DE 4291]. The Court will hear that motion on 10/15/07 [See Agenda Item 65 below].

32. **Objection to Claim 10725-02450 of Ciadella Living Trust dtd 2/8/99 in the amount of \$250,000.00 Asserting Secured Status** filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE 4258]

Opposition Filed: None

Status: Hearing continued from 6/15/2007; the USACM Trust has moved for summary judgment on this objection [DE 4291]. The Court will hear that motion on 10/15/07 [See Agenda Item 65 below].

33. **Objection to Claim 10725-02518 of Gerald E. Colligan in the amount of \$50,000.00 Asserting Secured Status** filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE 4259]

Opposition Filed: None

Status: Hearing continued from 6/15/2007; the USACM Trust has moved for summary judgment on this objection [DE 4291]. The Court will hear that motion on 10/15/07 [See Agenda Item 65 below].

34. **Objection to Claim 10725-02526 of Patricia Darnold, IRA in the amount of \$83,301.50 Asserting Secured Status** filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE 4260]

Opposition Filed: None

Status: Hearing continued from 6/15/2007; the USACM Trust has moved for summary judgment on this objection [DE 4291]. The Court will hear that motion on 10/15/07 [See Agenda Item 65 below].

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1 35. **Objection to Claim 10725-02467 of Foxcroft Living Trust dtd 1/10/02 in**
2 **the amount of \$553,778.99 Asserting Secured Status** filed by ROB CHARLES on behalf
3 of USACM LIQUIDATING TRUST [DE 4261]

4 **Opposition Filed:** None

5 **Status:** Hearing continued from 6/15/2007; the USACM Trust has moved
6 for summary judgment on this objection [DE 4291]. The Court
7 will hear that motion on 10/15/07 [See Agenda Item 65 below].

8 36. **Objection to Claim 10725-02447-2 amending 10725-02447-1, 10725-**
9 **02448-2 amending 10725-02448-1 of Wynn & Lorraine J. Gunderson in the amount**
10 **of \$176,135.00, \$176,135.00 Asserting Secured Status** filed by ROB CHARLES on
11 behalf of USACM LIQUIDATING TRUST [DE 4262]

12 **Opposition Filed:** None

13 **Status:** A stipulation to disallow duplicate claims and continue hearing to
14 11/2/2007 at 9:30 am was filed with the court [DE 4976].

15 37. **Objection to Claim 10725-02532 of Sandra I. Hollander Revocable**
16 **Trust in the amount of \$22,894.49 Asserting Secured Status** filed by ROB CHARLES
17 on behalf of USACM LIQUIDATING TRUST [DE 4263]

18 **Opposition Filed:** None

19 **Status:** Hearing continued from 6/15/2007; the USACM Trust has moved
20 for summary judgment on this objection [DE 4291]. The Court
21 will hear that motion on 10/15/07 [See Agenda Item 65 below].

22 38. **Objection to Claim 10725-02452 of Humphry 1999 Trust in the amount**
23 **of \$186,631.00 Asserting Secured Status** filed by ROB CHARLES on behalf of USACM
24 LIQUIDATING TRUST [DE 4264]

25 **Opposition Filed:** None

26 **Status:** Hearing continued from 6/15/2007; the USACM Trust has moved
 for summary judgment on this objection [DE 4291]. The Court
 will hear that motion on 10/15/07 [See Agenda Item 65 below].

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1 39. **Objection to Claim 10725-02451 of Alice Humphry & Valerie Jaeger in**
2 **the amount of \$84,726.00 Asserting Secured Status** filed by ROB CHARLES on behalf
3 of USACM LIQUIDATING TRUST [DE 4265]

4 **Opposition Filed:** None

5 **Status:** Hearing continued from 6/15/2007; the USACM Trust has moved
6 for summary judgment on this objection [DE 4291]. The Court
7 will hear that motion on 10/15/07 [See Agenda Item 65 below].

8 40. **Objection to Claim 10725-02555, 10725-02561 of Everett H. Johnston**
9 **Family Trust dtd 1/24/90 in the amount of \$423,369.64, \$461,684.00 Asserting Secured**
10 **Status** filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE
11 4266]

12 **Opposition Filed:** None

13 **Status:** Hearing continued from 6/15/2007; the USACM Trust has moved
14 for summary judgment on this objection [DE 4291]. The Court
15 will hear that motion on 10/15/07 [See Agenda Item 65 below].

16 41. **Objection to Claim 10725-02475 of John Krebbs & Elizabeth Lundy in**
17 **the amount of \$25,000.00 Asserting Secured Status** filed by ROB CHARLES on behalf
18 of USACM LIQUIDATING TRUST [DE 4267]

19 **Opposition Filed:** None

20 **Status:** Hearing continued from 6/15/2007; the USACM Trust has moved
21 for summary judgment on this objection [DE 4291]. The Court
22 will hear that motion on 10/15/07 [See Agenda Item 65 below].

23 42. **Objection to Claim 10725-02496 of Richard N. Krupp in the amount of**
24 **\$250,167.22 Asserting Secured Status** filed by ROB CHARLES on behalf of USACM
25 LIQUIDATING TRUST [DE 4268]

26 **Opposition Filed:** None

Status: Hearing continued from 6/15/2007; the USACM Trust has moved
 for summary judgment on this objection [DE 4291]. The Court
 will hear that motion on 10/15/07 [See Agenda Item 65 below].

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1 43. **Objection to Claim 10725-02480 of Kwiatkowski Revocable Trust dtd**
2 **12/17/04 in the amount of \$92,386.76 Asserting Secured Status** filed by ROB
3 CHARLES on behalf of USACM LIQUIDATING TRUST [DE 4269]

4 **Opposition Filed:** None

5 **Status:** Hearing continued from 6/15/2007; the USACM Trust has moved
6 for summary judgment on this objection [DE 4291]. The Court
7 will hear that motion on 10/15/07 [See Agenda Item 65 below].

8 44. **Objection to Claim 10725-02567 of Lowe Family Trust in the amount of**
9 **\$18,315.60 Asserting Secured Status** filed by ROB CHARLES on behalf of USACM
10 LIQUIDATING TRUST [DE 4270]

11 **Opposition Filed:** None

12 **Status:** Hearing continued from 6/15/2007; the USACM Trust has moved
13 for summary judgment on this objection [DE 4291]. The Court
14 will hear that motion on 10/15/07 [See Agenda Item 65 below].

15 45. **Objection to Claim 10725-02533-2 amending 10725-02533-1 of The**
16 **Thomas D. Lynch 1995 Revocable Living Trust in the amount of \$8,773.73 Asserting**
17 **Secured Status** filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST
18 [DE 4271]

19 **Opposition Filed:** None

20 **Status:** Hearing continued from 6/15/2007; the USACM Trust has moved
21 for summary judgment on this objection [DE 4291]. The Court
22 will hear that motion on 10/15/07 [See Agenda Item 65 below].

23 46. **Objection to Claim 10725-02534 of Thomas D. Lynch Family**
24 **Foundation in the amount of \$44,561.90 Asserting Secured Status** filed by ROB
25 CHARLES on behalf of USACM LIQUIDATING TRUST [DE 4272]

26 **Opposition Filed:** None

Status: Hearing continued from 6/15/2007; the USACM Trust has moved
 for summary judgment on this objection [DE 4291]. The Court
 will hear that motion on 10/15/07 [See Agenda Item 65 below].

LEWIS
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1 47. **Objection to Claim 10725-02557 of Martin L. Manning in the amount of**
2 **\$75,000.00 Asserting Secured Status** filed by ROB CHARLES on behalf of USACM
3 LIQUIDATING TRUST [DE 4273]

4 **Opposition Filed:** None

5 **Status:** Hearing continued from 6/15/2007; the USACM Trust has moved
6 for summary judgment on this objection [DE 4291]. The Court
7 will hear that motion on 10/15/07 [See Agenda Item 65 below].

8 48. **Objection to Claim 10725-02523 of R&S McTee 1995 Trust dtd 4/20/95**
9 **in the amount of \$51,711.60 Asserting Secured Status** filed by ROB CHARLES on
10 behalf of USACM LIQUIDATING TRUST [DE 4274]

11 **Opposition Filed:** None

12 **Status:** Hearing continued from 6/15/2007; the USACM Trust has moved
13 for summary judgment on this objection [DE 4291]. The Court
14 will hear that motion on 10/15/07 [See Agenda Item 65 below].

15 49. **Objection to Claim 10725-02513 of NBNA Unique Properties LLC in**
16 **the amount of \$180,000.00 Asserting Secured Status** filed by ROB CHARLES on behalf
17 of USACM LIQUIDATING TRUST [DE 4275]

18 **Opposition Filed:** None

19 **Status:** Hearing continued from 6/15/2007; the USACM Trust has moved
20 for summary judgment on this objection [DE 4291]. The Court
21 will hear that motion on 10/15/07 [See Agenda Item 65 below].

22 50. **Objection to Claim 10725-02487 of Newby 1984 Family Trust dtd**
23 **3/19/84 in the amount of \$345,000.00 Asserting Secured Status** filed by ROB
24 CHARLES on behalf of USACM LIQUIDATING TRUST [DE 4276]

25 **Opposition Filed:** None

26 **Status:** Hearing continued from 6/15/2007; the USACM Trust has moved
for summary judgment on this objection [DE 4291]. The Court
will hear that motion on 10/15/07 [See Agenda Item 65 below].

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1 51. **Objection to Claim 10725-02483 of Novak Living Trust dtd 10/21/97 in**
2 **the amount of \$25,442.05 Asserting Secured Status** filed by ROB CHARLES on behalf
3 of USACM LIQUIDATING TRUST [DE 4277]

4 **Opposition Filed:** None

5 **Status:** Hearing continued from 6/15/2007; the USACM Trust has moved
6 for summary judgment on this objection [DE 4291]. The Court
7 will hear that motion on 10/15/07 [See Agenda Item 65 below].

8 52. **Objection to Claim 10725-02509 of Nicholas Perrone Trust dtd 7/12/99**
9 **in the amount of \$781,504.00 Asserting Secured Status** filed by ROB CHARLES on
10 behalf of USACM LIQUIDATING TRUST [DE 4278]

11 **Opposition Filed:** None

12 **Status:** Hearing continued from 6/15/2007; the USACM Trust has moved
13 for summary judgment on this objection [DE 4291]. The Court
14 will hear that motion on 10/15/07 [See Agenda Item 65 below].

15 53. **Objection to Claim 10725-02529 of Emil & Anna Reynolds in the**
16 **amount of \$25,000.00 Asserting Secured Status** filed by ROB CHARLES on behalf of
17 USACM LIQUIDATING TRUST [DE 4279]

18 **Opposition Filed:** None

19 **Status:** Hearing continued from 6/15/2007; the USACM Trust has moved
20 for summary judgment on this objection [DE 4291]. The Court
21 will hear that motion on 10/15/07 [See Agenda Item 65 below].

22 54. **Objection to Claim 10725-02564 of Judd Robbins IRA, Retirement**
23 **Accts INC CFBO in the amount of \$25,000.00 Asserting Secured Status** filed by ROB
24 CHARLES on behalf of USACM LIQUIDATING TRUST [DE 4280]

25 **Opposition Filed:** None

26 **Status:** Hearing continued from 6/15/2007; the USACM Trust has moved
for summary judgment on this objection [DE 4291]. The Court
will hear that motion on 10/15/07 [See Agenda Item 65 below].

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1 55. **Objection to Claim 10725-02505 of Joseph W. & Victoria Sabia in the**
2 **amount of \$81,457.59 Asserting Secured Status** filed by ROB CHARLES on behalf of
3 USACM LIQUIDATING TRUST [DE 4281]

4 **Opposition Filed:** None

5 **Status:** Hearing continued from 6/15/2007; the USACM Trust has moved
6 for summary judgment on this objection [DE 4291]. The Court
7 will hear that motion on 10/15/07 [See Agenda Item 65 below].

8 56. **Objection to Claim 10725-02461 of Glenda Lambert Sibley IRA in the**
9 **amount of \$36,631.19 Asserting Secured Status** filed by ROB CHARLES on behalf of
10 USACM LIQUIDATING TRUST [DE 4282]

11 **Opposition Filed:** None

12 **Status:** Hearing continued from 6/15/2007; the USACM Trust has moved
13 for summary judgment on this objection [DE 4291]. The Court
14 will hear that motion on 10/15/07 [See Agenda Item 65 below].

15 57. **Objection to Claim 10725-02512 of Raymond M. Smith Revocable Trust**
16 **dtd 3/12/79 in the amount of \$29,090.00 Asserting Secured Status** filed by ROB
17 CHARLES on behalf of USACM LIQUIDATING TRUST [DE 4283]

18 **Opposition Filed:** None

19 **Status:** Hearing continued from 6/15/2007; the USACM Trust has moved
20 for summary judgment on this objection [DE 4291]. The Court
21 will hear that motion on 10/15/07 [See Agenda Item 65 below].

22 58. **Objection to Claim 10725-02515 of Derrick & Laurie Spatorico in the**
23 **amount of \$100,000.00 Asserting Secured Status** filed by ROB CHARLES on behalf of
24 USACM LIQUIDATING TRUST [DE 4284]

25 **Opposition Filed:** None

26 **Status:** Hearing continued from 6/15/2007; the USACM Trust has moved
for summary judgment on this objection [DE 4291]. The Court
will hear that motion on 10/15/07 [See Agenda Item 65 below].

LEWIS
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1 59. **Objection to Claim 10725-02530 of Stephen Family Trust dtd 3/22/84 in**
2 **the amount of \$80,018.13 Asserting Secured Status** filed by ROB CHARLES on behalf
3 of USACM LIQUIDATING TRUST [DE 4285]

4 **Opposition Filed:** None

5 **Status:** Hearing continued from 6/15/2007; the USACM Trust has moved
6 for summary judgment on this objection [DE 4291]. The Court
7 will hear that motion on 10/15/07 [See Agenda Item 65 below].

8 60. **Objection to Claim 10725-02558 of Robert C. and Patsy G. Toombes in**
9 **the amount of \$100,000.00 Asserting Secured Status** filed by ROB CHARLES on behalf
10 of USACM LIQUIDATING TRUST [DE 4286]

11 **Opposition Filed:** None

12 **Status:** Hearing continued from 6/15/2007; the USACM Trust has moved
13 for summary judgment on this objection [DE 4291]. The Court
14 will hear that motion on 10/15/07 [See Agenda Item 65 below].

15 61. **Objection to Claim 10725-02481 of Tobias Von Auw in the amount of**
16 **\$1,468,967.93 Asserting Secured Status** filed by ROB CHARLES on behalf of USACM
17 LIQUIDATING TRUST [DE 4287]

18 **Opposition Filed:** None

19 **Status:** Hearing continued from 6/15/2007; the USACM Trust has moved
20 for summary judgment on this objection [DE 4291]. The Court
21 will hear that motion on 10/15/07 [See Agenda Item 65 below].

22 62. **Objection to Claim 10725-02466 of John & Colleen Weaver in the**
23 **amount of \$22,894.49 Asserting Secured Status** filed by ROB CHARLES on behalf of
24 USACM LIQUIDATING TRUST [DE 4288]

25 **Opposition Filed:** None

26 **Status:** Hearing continued from 6/15/2007; the USACM Trust has moved
 for summary judgment on this objection [DE 4291]. The Court
 will hear that motion on 10/15/07 [See Agenda Item 65 below].

LEWIS
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63. **Objection to Claim 10725-02489 of Scott & Gail Wilgar in the amount of \$27,473.39 Asserting Secured Status** filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE 4289]

Opposition Filed: None

Status: Hearing continued from 6/15/2007; the USACM Trust has moved for summary judgment on this objection [DE 4291]. The Court will hear that motion on 10/15/07 [See Agenda Item 65 below].

64. **Objection to Claim 10725-02548, 10725-02549-2 amending 10725-02549-1, 10725-02550 of Osvaldo Zunino Living Trust dtd 12/18/98 in the amount of \$620,000.00, \$62,000.00, \$620,000.00 Asserting Secured Status** filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE 4290]

Objection Filed: Objection to Motion for Summary Judgment Filed by OSVALDO 8/17/2007 LIVING TRUST ZUNINO [DE 4627]

Status: Hearing continued from 6/15/2007; the USACM Trust has moved for summary judgment on this objection [DE 4291]. The Court will hear that motion on 10/15/07 [See Agenda Item 65 below].

65. **Motion for Summary Judgment Regarding (1) Responses To The USACM Trust's First Through Thirty-Third Omnibus Objections To Claims Asserting A Secured Status; (2) Responses to USACM Trust's First Through Third Omnibus Objections to Claims Asserting A Priority Status; and (3); Newly Alleged Secured And Priority Claims** filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE 4291] (*see Exhibits A and B attached to Status and Agenda for list of claimants*)

Related Filings: *Statement of Facts in Support of Motion For Summary Judgment Regarding (1); Responses to the USACM Trust's First Through Thirty-Third Omnibus Objections To Claims Asserting a Secured Status; (2) Responses to USACM Trust's First Through Third Omnibus Objections to Claims Asserting A Priority Status; And (3); Newly Alleged Secured And Priority Claims* Filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE 4293]

Opposition Filed: Opposition Filed by JACK S. TIANO [DE 4472] 8/08/2007

8/14/2007 Opposition *re Claim No. 10725-00572* Filed by EDWARD

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1 KLINE [DE 4508]
2 8/14/2007 Opposition (*Re Claim #10725-00572*) Filed by EDWARD KLINE
3 [DE 4509] (Opposition filed twice to same claim. Kline also filed
4 Claim No. 10725-00547 on behalf of Family Trust)
5 8/17/2007 Opposition with Certificate of Service Filed by JOHN F.
6 O'REILLY on behalf of MICHAEL PETERSEN [DE 4612]
7 **Objection Filed:** Objection to *Debtors Motion for Summary Judgment* Filed by
8 8/13/2007 ERNA D. GRUNDMAN, JOANNE M. GRUNDMAN [DE 4492]
9 8/17/2007 Objection to Motion for Summary Judgment Filed by OSVALDO
10 LIVING TRUST ZUNINO [DE 4627]
11 **Response Filed:** Response *Re Claim No 10725-01739* Filed by LARRY L.
12 8/16/2007 RIEGER, PATSY R. RIEGER [DE 4548]
13 8/17/2007 Response with Certificate of Service & *Objection of USA*
14 *COMMERCIAL MORTGAGE COMPANY to Claim of DUTKIN*
15 *TRUST Asserting Secured Status* Filed by GEORGE D FRAME
16 on behalf of JOHN DUTKIN [DE 4628]
17 **Stipulation Filed:** Stipulation By USACM LIQUIDATING TRUST and Between
18 8/31/2007 Michael Family Trust DTD 12/4/03 *Re Proof of Claim of Michael*
19 *Family Trust Listed in Twenty-First Omnibus Objection to Proofs*
20 *of Claim Filed as Secured* Filed by ROB CHARLES on behalf of
21 USACM LIQUIDATING TRUST [DE 4669]
22 **Related Filings:** Order Approving Stipulation and Sustaining Twenty-First
23 9/10/2007 Omnibus Objection Re Proof of Claim of the MICHAEL
24 FAMILY TRUST [DE 4722]
25 **Reply Filed:** Reply with Certificate of Service *in Support of Motion for*
26 9/14/2007 *Summary Judgment Regarding (1) Responses to the USACM*
Liquidating Trust's First through Thirty-Third Omnibus
Objections to Claims Asserting a Second Status; (2) Responses to
USACM Trust's First through Third Omnibus Objections to
Claims Asserting a Priority Status; and (3) Newly Alleged
Secured and Priority Claims Filed by ROB CHARLES on behalf
of USACM LIQUIDATING TRUST [DE 4810]
Related Filings: Supplemental *Statement of Facts in Support of Motion for*
9/14/2007 *Summary Judgment Regarding (1) Responses to the USACM*
Trust's First through Thirty-Third Omnibus Objections to Claims
Asserting a Secured Status; (2) Responses to USACM Trust's First
through Third Omnibus Objections to Claims Asserting a Priority

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Status; and (3) Newly Alleged Secured and Priority Claims Filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE 4811]

Response Filed: Response to Debtor's Objection to Claimants Opposition of 9/24/2007 Motion for Summary Judgment Filed by ERNA D. GRUNDMAN, JOANNE M. GRUNDMAN [DE 4874]

Objection Filed: Objection with Certificate of Service Filed by LARRY L. 10/05/2007 RIEGER, PATSY R. RIEGER [DE 4940]

Status:

66. **Motion to Substitute Motion for Substitution of Party and Counsel with Certificate of Service** filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE 4498]

10/8/2007 Informal response mailed to U.S. Bankruptcy Court by Del Bunch

Reply Filed: Reply with Certificate of Service in Support of Motion for 10/10/2007 Substitution of Party and Counsel in Objection to Proof of Claim Filed by Del and Ernestine Bunch Filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE 4960]

Status:

67. **Objection to Claim 10725-00107 of Kathleen J. Moore in the amount of \$28,136.73 with Certificate of Service Filed in Wrong Debtor's Case; Objection of DTDF to Proposed Allowance of Claim; and Certificate of Service** filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE 4655]

Opposition Filed: None

Status:

68. **Objection to Claim 10725-00296 of Gary Evans in the amount of \$48,047.32 with Certificate of Service Filed in Wrong Debtor's Case; Objection of DTDF to Proposed Allowance of Claim** filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE 4665]

Opposition Filed: None

Status:

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69. **Objection to Claim 10725-00235 of The Thomas M. Ketelle and Mary T. Ketelle Family Trust in the amount of \$24,023.66 with Certificate of Service**
Objection of DTDF to Proposed Allowance of Claim filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE 4667]

Opposition Filed: None

Status:

70. **Objection to Claim 10725-00109 of Kathleen J. Moore in the amount of \$30,072.37 with Certificate of Service**
Filed in Wrong Debtor's Case; Objection of DTDF to Proposed Allowance of Claim filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE 4673]

Opposition Filed: None

Status:

71. **Objection to Claim 10725-00448 of William Daley in the amount of \$134,179.22 with Certificate of Service**
Filed in Wrong Debtor's Case; Objection of DTDF to Proposed Allowance of Claim filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE 4675]

Opposition Filed: None

Status:

72. **Objection to Claim 10725-00415 of William Boone in the amount of \$93,417.37 with Certificate of Service**
Filed in Wrong Debtor's Case; Objection to DTDF to Proposed Allowance of Claim filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE 4677]

Opposition Filed: None

Status:

73. **Objection to Claim 10725-00777 of Reinaldo Zorrilla in the amount of \$121,846.33 with Certificate of Service**
Filed in Wrong Debtor's Case; Objection of DTDF to Proposed Allowance of Claim filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE 4680]

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Opposition Filed: None

Status:

74. **Objection to Claim 10725-01222 of Stanley Paczosa in the amount of \$72,070.98 with Certificate of Service *Filed in Wrong Debtor's Case; Objection to DTDF to Proposed Allowance of Claim* filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE 4682]**

Opposition Filed: None

Status:

75. **Objection to Claim 10725-00479 of Charles O. and Flora A. Nichols in the amount of \$864,851.83 with Certificate of Service *Filed in Wrong Debtor's Case; Objection of DTDF to Proposed Allowance of Claim* filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE 4684]**

Opposition Filed: None

Status:

76. **Objection to Claim 10725-00490 of Herbert Hansen IRA in the amount of \$49,287.29 with Certificate of Service *Objection of DTDF to Proposed Allowance of Claim* filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE 4686]**

Opposition Filed: None

Status:

77. **Objection to Claim 10725-00598 of Martin Irwin in the amount of \$24,023.66 with Certificate of Service *Filed in Wrong Debtor's Case; Objection of DTDF to Proposed Allowance of Claim* filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE 4689]**

Opposition Filed: None

Status:

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1 78. **Objection to Claim 10725-02294 of Blair E and Barbara K. Roach in the**
2 **amount of with Certificate of Service *Asserting Priority Status* filed by ROB**
3 **CHARLES on behalf of USACM LIQUIDATING TRUST [DE 4691]**

4 **Opposition Filed:** None

5 **Status:**

6 79. **Objection to Claim 10725-00520 of Frank Failla in the amount of**
7 **\$72,070.98 with Certificate of Service *Filed in Wrong Debtor's Case; Objection of***
8 ***DTDF to Proposed Allowance of Claim* filed by ROB CHARLES on behalf of USACM**
9 **LIQUIDATING TRUST [DE 4693]**

10 **Opposition Filed:** None

11 **Status:**

12 80. **Objection to Claim 10725-00758 of Courtney Fuhrman in the amount**
13 **of \$48,047.32 with Certificate of Service *Filed in Wrong Debtor's Case; Objection of***
14 ***DTDF to Proposed Allowance of Claim* filed by ROB CHARLES on behalf of USACM**
15 **LIQUIDATING TRUST [DE 4695]**

16 **Opposition Filed:** None

17 **Status:**

18 81. **Objection to Claim 10725-00643 of Clifford Mehling II in the amount of**
19 **\$108,993.45 with Certificate of Service *Filed in Wrong Debtor's Case; Objection of***
20 ***DTDF to Proposed Allowance of Claim* filed by ROB CHARLES on behalf of USACM**
21 **LIQUIDATING TRUST [DE 46970]**

22 **Opposition Filed:** None

23 **Status:**

24 82. **Objection to Claim 10725-01263 of Frank Bunn in the amount of**
25 **\$31,591.69 with Certificate of Service *Filed in Wrong Debtor's Case; Objection of***
26 ***DTDF to Proposed Allowance of Claim* filed by ROB CHARLES on behalf of USACM**
 LIQUIDATING TRUST [DE 4701]

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Opposition Filed: None

Status:

83. **Objection to Claim 10725-01275 of William and Carolyn Bolding in the amount of \$48,047.32 with Certificate of Service *Filed in Wrong Debtor's Case; Objection of DTDF to Proposed Allowance of Claim* filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE 4703]**

Opposition Filed: None

Status:

84. **Objection to Claim 10725-00836 of Marquerite Rohay in the amount of \$24,023.66 with Certificate of Service *Filed in Wrong Debtor's Case; Objection of DTDF to Proposed Allowance of Claim* filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE 4707]**

Opposition Filed: None

Status:

85. **Objection to Claim 10725-02523 of R & S McTee 1995 Trust in the amount of \$51,711.60 with Certificate of Service *Filed in Wrong Debtor's Case; Objection of DTDF to Proposed Allowance of Claim* filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE 4709]**

Opposition Filed: None

Status:

86. **Objection to Claim 10725-00452 of Jane Feld in the amount of \$48,047.32 with Certificate of Service *Filed in Wrong Debtor's Case; Objection of DTDF to Proposed Allowance of Claim* filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE 4711]**

Opposition Filed: None

Status:

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1 87. **Objection to Claim 10725-00036 of Paul and Donna Jacques in the**
2 **amount of \$78,074.07 with Certificate of Service *Filed in Wrong Debtor's Case;***
3 ***Objection of DTDF to Proposed Allowance of Claim*** filed by ROB CHARLES on behalf
 of USACM LIQUIDATING TRUST [DE 4713]

4 **Opposition Filed:** None

5 **Status:**

6
7 88. **Objection to Claim Amended 10725-00791, 793, and 794 of Pension**
8 **Benefit Guaranty Corporation in the amount of with Certificate of Service *Objections***
9 ***of the USACM Liquidating Trust to Proofs of Claim Filed by the Pension Benefit***
 Guaranty Corporation filed by ROB CHARLES on behalf of USACM LIQUIDATING
 TRUST [DE 4728]

10 **Opposition Filed:** None

11 **Related Filing:** Stipulation Continuing hearing on Objections to Proofs of Claim
12 and Amended Proofs of Claim filed by Pension Benefit Guaranty
13 Corporation [DE 4963]

14 **Status:** The court's order approving the stipulation continued the hearing
15 to December 14, 2007 [DE 4980].

16
17 89. **Objection to Claim 10725-02204 of Dean Shackley in the amount of**
18 **\$312,551.24 with Certificate of Service** filed by ANNE M. LORADITCH on behalf of
 USACM LIQUIDATING TRUST (LORADITCH, ANNE) [DE 4784]

19 **Opposition Filed:** None

20 **Status:**

21
22 90. **Objection to Claim 10725-01641 of Michael H. Ricci in the amount of**
23 **\$136,058.88 with Certificate of Service** filed by ANNE M. LORADITCH on behalf of
 USACM LIQUIDATING TRUST [DE 4785]

24 **Opposition Filed:** None

25 **Status:**

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1 91. **Objection to Claim 10725-01254 of Olympia Capital Management in the**
2 **amount of \$100,000.00 with Certificate of Service** filed by ANNE M. LORADITCH on
3 behalf of USACM LIQUIDATING TRUST [DE 4787]

4 **Opposition Filed:** None

5 **Status:**

6 92. **Objection to Claim 10725-01226 of Herman M. Adams, Brian M.**
7 **Adams and Anthony G. Adams in the amount of \$3,625,000.00 with Certificate of**
8 **Service** filed by ANNE M. LORADITCH on behalf of USACM LIQUIDATING TRUST
[DE 4789]

9 **Opposition Filed:** None

10 **Status:**

11
12 93. **Objection to Claim 10725-01202 of Brian M. Adams in the amount of**
13 **\$325,000.00 with Certificate of Service** filed by ANNE M. LORADITCH on behalf of
USACM LIQUIDATING TRUST [DE 4791]

14 **Opposition Filed:** None

15 **Status:**

16
17 94. **Objection to Claim 10725-01150 of Michael Baginski in the amount of**
18 **\$864,849.00 with Certificate of Service** filed by ANNE M. LORADITCH on behalf of
USACM LIQUIDATING TRUST [DE 4793]

19 **Opposition Filed:** None

20 **Status:**

21
22 95. **Objection to Claim 10725-00545 of Elias Family Trust DTD 5/19/04 in**
23 **the amount of \$125,000.00 with Certificate of Service** filed by ANNE M. LORADITCH
24 on behalf of USACM LIQUIDATING TRUST [DE 4795]

25 **Opposition Filed:** None

26 **Status:**

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1 96. **Objection to Claim 10725-00329 of Ruth and/or Robert Geiger in the**
2 **amount of \$75,000.00 with Certificate of Service** filed by ANNE M. LORADITCH on
3 behalf of USACM LIQUIDATING TRUST [DE 4797]

4 **Opposition Filed:** Response Filed by ROBERT B. GEIGER, RUTH E. GEIGER
5 [DE 4931]

6 **Status:** The USACM Liquidating Trust requests that this matter be
7 continued to a status hearing on the objection in approximately 60
8 days.

9 97. **Objection to Claim 10725-00090 of Augustine Tuffanelli Family Trust in**
10 **the amount of \$100,000.00 with Certificate of Service** filed by ANNE M. LORADITCH
11 on behalf of USACM LIQUIDATING TRUST [DE 4799]

12 **Opposition Filed:** None

13 **Status:**

14 98. **Objection to Claim 10725-00053 of Ross Deller in the amount of**
15 **\$100,000.00 with Certificate of Service** filed by ANNE M. LORADITCH on behalf of
16 USACM LIQUIDATING TRUST [DE 4801]

17 **Opposition Filed:** None

18 **Status:**

19 99. **Objection to Claim 10725-00041 of Ross Deller in the amount of**
20 **\$100,000.00 with Certificate of Service** filed by ANNE M. LORADITCH on behalf of
21 USACM LIQUIDATING TRUST [DE 4803]

22 **Opposition Filed:** None

23 **Status:**

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100. **Objection to Claim 10725-00040 of Ross Deller in the amount of \$50,000.00 with Certificate of Service** filed by ANNE M. LORADITCH on behalf of USACM LIQUIDATING TRUST [DE 4805]

Opposition Filed: None

Status:

101. **Objection to Claim 10725-00039 of Ross Deller in the amount of \$50,000.00 with Certificate of Service** filed by ANNE M. LORADITCH on behalf of USACM LIQUIDATING TRUST [DE 4807]

Opposition Filed: None

Status:

1:30 p.m.

1. **Adv. 07-01105-lbr, COMPASS USA SPE LLC et al v. USA COMMERCIAL MORTGAGE COMPANY et al, Scheduling Conference [DE 6]**

August 15, 2007 Dismissal of USA Capital First Trust Deed Fund, LLC [DE 12]

Status: Hearing rescheduled from 4/26/2007. Complaint filed July 7, 2007. No defendant has been served and no summons outstanding. See Bankr. R. 2004, Fed. R. Civ. P. 4(m).

DATED: October 12, 2007.

LEWIS AND ROCA LLP

By: /s/ Rob Charles (#6593)

Susan M. Freeman, AZ 4199 (*pro hac vice*)

Rob Charles, NV 6593

3993 Howard Hughes Parkway, Suite 600

Las Vegas, Nevada 89169-5996

Facsimile (702) 949-8321

Telephone (702) 949-8320

Counsel for USACM Liquidating Trust